

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

FUJIAN MINGTA TOYS CO. LTD.,

Plaintiff,

v.

THE PARTNERSHIPS and
UNINCORPORATED ASSOCIATIONS
IDENTIFIED ON SCHEDULE “A”,

Defendants.

Case No. 1:24-cv-05625

Judge John Robert Blakey

PRELIMINARY INJUNCTION ORDER

Plaintiff Fujian Mingta Toys Co. Ltd. (“Plaintiff”) moved to convert the Sealed Temporary Restraining Order (Dkt. No. 11) (“TRO”) to a preliminary injunction against the Defendants identified herein (“Defendants”). After reviewing the Motion and the accompanying record, this Court **GRANTS** the Motion in part as follows.

This Court finds Plaintiff has provided Defendants with notice of these proceedings in accordance with the TRO and Federal Rules of Civil Procedure 4 and 65(a)(1).

This Court also finds that it has personal jurisdiction over Defendants because Defendants directly target business activities toward consumers in the United States, including Illinois. Specifically, Plaintiff has provided a basis to conclude that Defendants have targeted sales to Illinois residents by setting up and its operating e-commerce stores that target United States consumers, offers shipping to the United States, including Illinois, and has sold products that infringe United States Design Patent No. D1,019,805 (“Patent”) to residents of Illinois. In this case, Plaintiff has

presented screenshot evidence that Defendants' e-commerce stores are reaching out to do business with Illinois residents by operating one or more commercial, interactive internet stores through which Illinois residents can and do purchase products infringing the Patent. *See* Docket Nos. 2-2 to 2-6, which includes screenshot evidence confirming that Defendants' e-commerce stores stand ready, willing, and able to ship its infringing goods to customers in Illinois.

This Court also finds that the injunctive relief previously granted in the TRO should remain in place through the pendency of this litigation and that issuing this Preliminary Injunction is warranted under Federal Rule of Civil Procedure 65. Evidence submitted in support of this Motion and in support of Plaintiff's previously granted TRO motion establishes that Plaintiff has demonstrated a likelihood of success on the merits; that no remedy at law exists; and that Plaintiff will suffer irreparable harm if the injunction is not granted.

Specifically, Plaintiff has proved a *prima facie* case of patent infringement because (1) the Patent is likely to withstand any invalidity challenges, (2) Defendant is not licensed or authorized to practice the patent, and (3) the Infringing Products, as that term is defined herein, are so substantially similar to the patented design such that an ordinary observer would be deceived into thinking that the design of the Infringing Products is the same as the patented design. Furthermore, Defendant's continued and unauthorized practice of the Patent irreparably harms Plaintiff through unlawful direct competition, loss of market share, price erosion, damage to business reputation and associated goodwill, and loss of exclusivity of its patent

rights. Monetary damages fail to address such damages and, therefore, Plaintiff has an inadequate remedy at law. Moreover, the public interest is served by entry of this Preliminary Injunction to dispel the public confusion created by Defendant's actions and to uphold Patent rights. Accordingly, this Court orders that:

1. Defendants, their officers, affiliates, agents, and employees are preliminarily enjoined and restrained, during the pendency of this action, from:
 - a. manufacturing, importing, using, offering for sale, and/or selling the Infringing Products, *i.e.*, the magnetic counting maze toys, and any colorable variations thereof, including but not limited to those sold via the following e-commerce stores:

No.	Defendant	Store ID
1	AATIYAH	A3MBCFA9J03HJI
2	Abifny Toys	A9315PI3JUWZD
3	Acitly US	A2XC9IIRBHY4BS
4	ACJSXL	A18SLUDUM210TU
5	DISMISSED	
6	Autism World	A2YN8ZF0WDY924
7	Baby Ran	ARQAER0MVI2TM
8	DISMISSED	
9	Beining-us	A2863PF7SHLCLX
10	DISMISSED	
11	DISMISSED	
12	BO5WIN	A340I1S5X1N0GG
	DISMISSED	
14	BUGGI-US	A2LTFEOLB6X3GD
15	DISMISSED	
16	CozyJoyzDirect	AH3ZHAF8ZXU8Y
17	CreativeUS	A25X60NCKER6J1
18	DengChengYuan	AJQ2R9VSJEJQQ
19	detron	A32FFGM5Q1UZ8L
20	DISHANQIAN-US	AKDEVBJGC1KXL
21	Dookok	A2Z76PG4MOJ43W

22	duoduoyin	A2JL2ICUV056PS
23	Erprobeen	A3FEQY5WXCYJIB
24	Fanboxk	A13VV37JV2B3CY
25	FANGYUAN-US	AFWRQWWYJPT3O
26	FDAIUN	AZN4817Y4FWQY
27	GOSE US	A1EXVNTNHHKC8PM
28	Grommi	ARZ4LGXKQSC67
29	HelenZhou	ABOQQ6J0C9EN2
30	DISMISSED	
31	Hoixweet-US	A3C77A42SBO9M9
32	HTZPLOO	A36ROWKXBI2RQX
33	DISMISSED	
34	I Wear Glam	A13NOGJ8YY1819
35	Immersion Gear Research Lab	AWGKVVY8N96OWL
36	JIANGXING	A1AIF36T66E392
37	Jinyitong	AJ0PEQ0LQGO3T
38	DISMISSED	
39	DISMISSED	
40	Juoe	A32YNCU9GZ8A4T
41	JWL OFFICIAL	A2QEYWY291K8GJ
42	Koehzich	A2K9M18O45Z3VH
43	KONGWU	A4J24KIMUSV1E
44	LACHLAND	AGY0QTX8BLIM
45	DISMISSED	
46	lonfypeng	A3QQEITN5LE76U
47	Lovkiddo	A1UUQOAK5ST2LY
48	LVGOATH	A1H754LE54IF7L
49	Mailuren	A21K5MFNSSKIUY
50	Make your life enjoyable	A1BL8DROPAUWSC
51	MARINASCOFFESHOP	A1GUD8NZJK7BH8
52	MICKYU LLC	A2GF4RQC3PVVTH
53	DISMISSED	
54	MOMSIV US	A3QIV42ZVHN9UJ
55	DISMISSED	
56	DISMISSED	
57	DISMISSED	
58	Naturefield	A1JX45D4P38ARL
59	DISMISSED	
60	NOWRICH Official	A3DJ9FWCVJG6PC

61	NUT WAVE FOOD SUPPLEMENTS TRADING LLC	A2KAPPHNTFRR1N
62	OuterFun	A340SA4PDIB7N3
63	Pashengus	A3DHF00M4EF1G7
64	Qianmeng Direct	A3EUXA3LNJONJ6
65	QTGPET-US	AVE5KY138UGZY
66	Rui bao	A1AS4V2TK7IJ1I
67	Ruojin Trading	A4UBIFRQWX6PZ
68	Seamoy	A2U1S62FZ7V189
69	Sencin	A2KLCFQ47KY2NC
70	Songgaozeshangmao	A302TBS2I01CYA
71	StarBaKeSi	A3OD7YEL9IOE32
72	Summidate-US	A3FBHNB4OF2L8
73	SuntopDirect	AJFVFPXF8ZDXW
74	SUYEPER	A21VVA3VNN8LDB
	DISMISSED	
76	Synarry Direct	A3Q4LQGKR2MRL5
77	T-Antrix	AAYMCSSHK7UEN
78	Ten o'clock	A2HFQIW5FRRRJR
79	TF-Decjour	A3GW2NA79TTGKC
80	Tomaker	AXKR20IUUJZ4C
81	TOPBRIGHT	A2GOHSJ6J3MS1Y
82	Uncle Nick	A2WWEP7QX4VAKJ
83	US BESFAN	A1Q0WLUE6GYBFN
84	US SENYANG	A3L8WLN99FHO1G
85	Vaimier	A1AIN9IFQWQBAH
86	Vinlon	A1VEXTA9UTUNX8
87	VJIEAZI	A2NRTU4XPYS49E
88	WAGS PET	A1EP1WHUYW6YT6
89	DISMISSED	
90	WOLFARO	A2O4ZQORCQGXCX
91	WQKtoys	A1OMYZ292B3LEW
92	Xiaowang Direct	AU9J4QE6KM4UU
93	Yiwu Yimeng Arts And Crafts Co., Ltd	ATDCLQ0QSLVZL
94	YZL-US	ASOJBLDJLRSFU
95	yzure	A3C09ACLMMRLT6
96	zhan jiang shi hua zhu niao mao yi you xian gongsi	A2Q1XMMC3VCAJ4
97	ZQNPXY	AYRFXIUJNLJ76
98	Baby she beautiful baby toys	m-597802939939

99	Elephant Technology	m-634418212263243
100	Mind Maze baby toys	m-634418212595418
101	TXH	m-634418210826871
102	TXWJ	m-5992559557835
103	DISMISSED	
104	YOUJIAN ROOM	m-4493907523398
105	DISMISSED	
	DISMISSED	
107	brightmoon	101613805
108	cherybn	101621084
109	FASLMH	101106761
110	JIASA	101608783
111	jinanyanqiukejizixun	101683561
112	LBBENBI	101617281
113	LUOzoyuans	101686252
114	Lydiaunistar Clearance	101309414
115	MISOO CO.,LTD	101084897
116	NewSoul	101229745
117	Oalyip Online	101517261
118	OuKan	101591011
119	REVANAK US	101174546
120	Sioweci Co.Ltd	101667011
121	SNOWKITTEN	101613989
122	XINDISNusfo	101686407
123	Yanna	101643935
124	YINYUN	101185237
125	YOUCHU	101341870

- b. further infringing United States Design Patent No. D1,019,805 and damaging Plaintiff's patent rights;
- c. effecting assignments or transfers, forming new entities or associations, or utilizing any other device for the purpose of circumventing or otherwise avoiding the prohibitions set forth in Subparagraphs (a) and (b);
- d. shipping, delivering, holding for sale, transferring or otherwise moving, storing, distributing, returning, or otherwise disposing of, in any manner,

the Infringing Products;


- e. using, linking to, transferring, selling, exercising control over, or otherwise owning the Defendant E-Commerce Stores or any other online marketplace account that is being used to sell or is the means by which Defendants could continue to sell the Infringing Products; and
 - f. operating and/or hosting any website or marketplace account for or on behalf of Defendants that are involved with the distribution, marketing, advertising, offering for sale, or sale of the Infringing Products.
2. Upon Plaintiff's request, those with notice of this Order, including any third party providers including, without limitation, any online marketplace platforms such as eBay, Inc., AliExpress, Alibaba, Amazon.com, Inc., Wish.com, and Dhgate (collectively, the "Third Party Providers"), shall within seven (7) calendar days after receipt of such notice, disable and cease displaying any advertisements used by or associated with Defendants in connection with the sale of Infringing Products.
 3. Plaintiff shall be permitted to continue to provide Defendants with notice of these proceedings at their respective electronic mail addresses.
 4. The one hundred twenty five thousand dollar (\$125,000.00) bond shall remain with the Court until a final disposition of this case or until this Preliminary Injunction is terminated.
 5. All sealed documents on the docket, including Docket Nos. 2, 2-1 to 2-9, 5, 5-1 to 5-3, and 11, are hereby unsealed.

6. Any Defendant may appear and move to dissolve or modify the Order as permitted by and in compliance with the Federal Rules of Civil Procedure and Northern District of Illinois Local Rules.

IT IS SO ORDERED.

Dated: January 17, 2025

Entered:



John Robert Blakey
United States District Judge